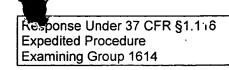
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CASE LA0046a CIP-1

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

**Burton Rodney** 

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1/14/02

TECH CENTER 1800/2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

BETH ANNE PIPER

**APPLICATION NO: 09/460,920** 

FILED: DECEMBER 14, 1999

FOR: METHOD FOR TREATING DIABETES

Assistant Commissioner for Patents

Washington, D.C. 20231

· Art Unit: 1614

Examiner: R. Cook

## <u>AMENDMENT</u>

Sir:

In response to the Official Action mailed July 16, 2002, applicant requests that the above-identified application be amended as follows.

In the Claims:

Please cancel Claim 74.

Please amend Claims 37, 59, 60, 71, 72 and 73 as follows:

-3/7. (Twice Amended) A method for first line treatment of type 2 diabetes, in a drug naive human patient, which comprises administering to a drug naive human patient in need of treatment, as first line therapy, a low dose of a combination of metformin and glyburide, where the glyburide has a particle size distribution so that at most 10% of the particles of the glyburide are less than 2 μm and at most 10% of the particles of the glyburide are greater than 60 μm, wherein the metformin in said low dose combination is administered in a daily dosage in an amount within

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